

DEFENDANT AS WITNESS

If a defendant in a criminal case is going to appear as a witness against another defendant, **a separate counsel voucher** (CJA 20) must first be prepared by the court and court-appointed counsel specifically assigned that task. Fees and expenses should be tracked separately from the case in which the witness is the defendant. The statutory maximum for such appointment falls in the “All Others” category.

The clerk's office should immediately be advised if such a witness arrangement is made.